

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

GREGORY HEWITT, et al.,

Plaintiffs,

V.

MICHAEL O. LEAVITT, SECRETARY
OF THE DEPARTMENT OF HEALTH
AND HUMAN SERVICES, et al.,

Defendants.

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CIVIL ACTION NO.

3:07-CV-1038-K

ORDER

Before the Court is Defendants' Motion to Dismiss (Doc. No. 9). The Court **GRANTS** the motion. The Court finds that it lacks subject matter jurisdiction because Plaintiffs' claims are not ripe. Accordingly, Plaintiffs' claims are dismissed *without prejudice*.

SO ORDERED.

Signed December 2nd, 2007

A handwritten signature in dark ink, reading "Ed Kinkeade", written in a cursive style.

ED KINKEADE
UNITED STATES DISTRICT JUDGE